

SAC & FOX TRIBE OF THE MISSISSIPPI IN IOWA, Appellant	: Order Docketing and Dismissing : Appeal : : : :
v.	:
CONTRACTING OFFICER, MINNEAPOLIS AREA OFFICE, BUREAU OF INDIAN AFFAIRS, Appellee	: Docket No. IBIA 96-21-A : : : : December 5, 1995

Appellant Sac & Fox Tribe of the Mississippi in Iowa seeks review of a decision issued on October 19, 1995, by the Contracting Officer, Minneapolis Area Office, Bureau of Indian Affairs (Contracting Officer; BIA), denying appellant's request to modify P.L. 93-638 Contract #CTF51T49020 for the U.S. Highway 30 Construction Project.

In a November 21, 1995, pre-docketing notice and order requesting jurisdictional information, the Board questioned whether this appeal was properly before it, noting that decisions issued by BIA contracting officers are usually appealable to the Interior Board of Contract Appeals.

On December 4, 1995, the Board received a letter from the Contracting Officer stating: "The appropriate and proper forum for [this] appeal * * * should be the Interior Board of Contract Appeals, therefore we request that [the] appeal to your office be remanded to us. We will notify [appellant] of the appropriate appeal forum." Enclosed with the letter was a copy of a November 30, 1995, letter to appellant, advising it of the procedures for appealing to the Interior Board of Contract Appeals.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, this appeal from the Contracting Officer's October 19, 1995, decision is docketed and dismissed for lack of jurisdiction.

Kathryn A. Lynn
 Chief Administrative Judge

Anita Vogt
 Administrative Judge